

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

KIMBERLY KENDALL,

Petitioner, **CASE NO. 2:09-CV-126**
v. **JUDGE GREGORY L. FROST**
Magistrate Judge E. A. Preston Deavers

**WARDEN, ROSS CORRECTIONAL
INSTITUTION,**

Respondent.

OPINION AND ORDER

On February 8, 2011, the Magistrate Judge issued a *Report and Recommendation* recommending that the instant petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 be dismissed. Doc. 17. Although the parties were advised of the right to object to the Magistrate Judge's *Report and Recommendation*, and the Court granted Petitioner's request for an extension of time to do so, no objections have been filed.

The *Report and Recommendation* is **ADOPTED** and **AFFIRMED**. This action is hereby **DISMISSED**.

IT IS SO ORDERED.

/s/ Gregory L. Frost
GREGORY L. FROST
United States District Judge